

# **FISCAL MEMORANDUM**

## **SB 1302 – HB 2342**

April 24, 2007

**SUMMARY OF AMENDMENT (006039):** Deletes the language of the original bill. Permits a tenured teacher in Metro Davidson County who receives notification of dismissal charges to demand a hearing on such charges within 30 days of such notice. Such teacher shall be entitled to a full hearing before an “impartial hearing officer” selected by the local board of education. Any party dissatisfied with the decision shall have a right to appeal to the Chancery Court of Davidson County.

### **FISCAL IMPACT OF ORIGINAL BILL:**

Increase State Revenues - \$24,000

Increase Local Govt. Expenditures - \$24,000\*

*\*Article II, Section 24 of the Tennessee Constitution provides that: no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

### **FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:**

**Increase Local Govt. Expenditures - \$36,000\***

Assumptions applied to amendment:

- Although the amendment does not specify, it is assumed that the cost of the hearing officer and the cost of a court reporter, if required, would be a local expenditure.
- The Metro Board of Education has an estimated 10 such hearings each year, typically lasting 12 hours each.
- For each hour of hearing time, it is estimated that one hour of order preparation time would be required. At an average billing rate of \$150 per hour, the board of education could expend an estimated \$36,000 per year for the hearings (10 hearings x 24 hours x \$150).
- If the affected employee appeals the hearing officer’s decision and appears before the board to argue why the decision should be modified or reversed, a court reporter could be required to transcribe the additional testimony which would become a part of the record. Any additional cost for a court reporter, if required, cannot be determined at this time.

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**CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "James W. White". The signature is fluid and cursive, with a large initial "J" and "W".

James W. White, Executive Director

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